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# राजपत्र, हिमाचल प्रदेश

## (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, मंगलवार, 4 फरवरी, 1964/15 माघ, 1885

### GOVERNMENT OF HIMACHAL PRADESH LAW DEPARTMENT NOTIFICATION

*Simla-4, the 4th February, 1964*

No. 11-69/63-LR.—In exercise of the powers vested in him under section 11 of the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1963 read with section 7 thereof, the Administrator (Lieutenant Governor) of the Union territory of Himachal Pradesh, is pleased to make the following rules:—

1. These Rules may be called the Himachal Pradesh Ministers Travelling Allowance Rules, 1964.
2. These Rules shall be deemed to have come into force with effect from the 29th November, 1963.
3. (1) In these Rules, unless the context otherwise requires:—
  - (i) "Act" means the Salaries and Allowances of Ministers (Himachal Pradesh) Act, 1963.
  - (ii) "Union territory" means the Union territory of Himachal Pradesh.

(2) The terms and expressions used in these Rules but not defined shall have the meanings respectively assigned to them in the Act.

4. A Minister, when travelling by rail on duty, is entitled to:—

- (a) a First Class air conditioned coupe or if this be not available, a First Class four-berth compartment, or a single seat in a rail-car between Simla and Kalka;
- (b) recover the actual travelling expenses subject to a maximum of six naya paisa per mile;
- (c) conveyance of all personal effects including stores carried for consumption, whether taken in the luggage van of the train or sent by another train; and
- (d) the whole cost of conveyance of a motor car, when it has been employed for journeys made in the public interest, and four-fifth's of the cost of carriage where it has served personal convenience to an appreciable extent.

*Note.*—Where, in these Rules, First Class railway accommodation is referred to, it includes accommodation of the class next below First Class available on a particular route.

5. When travelling by road or steamer, a Minister may charge his actual travelling expenses on his own certificate that the amount charged has been actually paid and does not include any charge for freight of any stores or goods, other than his personal luggage and stores for consumption on tour, or any charge for refreshments, hotel or staging bungalows. In the alternative, he may if he so chooses, draw for a journey by road:—

- (a) mileage allowance of seventy-five naya-paisa per mile;
- (b) actual expenses of the transport of all luggage for which he vouches as his personal effects including stores taken for consumption on tour; and
- (c) mileage allowance for carriage of empty cars by road, at 37 naya-paisa per mile:

Provided that a Minister shall be entitled to draw only half of such Travelling Allowance if he travels on duty by road in a motor-car provided to him under section 5 of the Act:

Provided further if a Minister performs journey in a conveyance wholly at the expense of the Government he shall not be entitled to any Travelling Allowance. He shall be entitled to Daily Allowance only.

*Note.*—“Actual expenses” include transport charges by rail and by road.

6. (a) A Minister may perform, on duty, journeys by air to any part of India in a Government machine or in the machine of a Public Air Transport Company.

(b) When travelling by air, a Minister is entitled to draw the fare, paid for the journey by air and, if actually paid, the cost of transporting all personal effects by rail at passenger rates or by road. He may, in the alternative draw Travelling Allowance as is admissible to First Grade Officers serving in connection with the administration of the Union territory. If, at either end of the journey by air, a Minister has to perform a connected journey by rail or road, he may draw Travelling Allowance admissible for such journeys under rules 4 and 5 above. No allowance may, however, be drawn in respect of the surface transport which forms part of the air journeys and is included in the fare paid for the air journey.

(c) On the cancellation of a journey due to official reasons a Minister shall be entitled to be reimbursed by Government any deduction made by the Air Transport Company when refunding the fare on account of cancellation of the air passage.

7. A Minister is entitled to travel beyond the limits of the Union territory, on official business.

8. In addition to the above payments, a Minister may draw Daily Allowance at the rate of Rs. 15 while on tour within Himachal Pradesh, except when in Kinnaur district and Pangi Sub-tehsil, where he will draw Rs. 20, and at the rate of Rs. 20 outside Himachal Pradesh:

Provided that for the days of departure from and arrival at headquarters, only half daily allowance will be admissible:

Provided further that, in the case of a Minister who is treated as a State Guest during an official visit outside the Union territory, his Daily Allowance shall be limited to one-fourth, if he is provided free board and lodging officially, and one-half, if he is charged either for board or for lodging.

*Note.*—If on anyone day, two separate journeys are performed, one ending at, and the other commencing from, headquarters, one-half daily allowance will be admissible in respect of each separate journey.

9. (1) When a Minister goes to a place outside his headquarters at his own expense or at the expense of an organisation other than Government whether in connection with an election to the State Legislature or Parliament or any local body or for any other private work, he may be allowed air-conditioned First Class railway fare or the fare for journey by air or for a single seat in a rail-car, as the case may be if he is required in the public interest to come back at the headquarters or any other place in the Union territory, by interrupting the election or private work in connection with which he had gone:

Provided that if, in the absence of railway service or train connection, the journey is performed by the Minister by bus or private car or by ferry in part or in whole he may be allowed his actual travelling expenses on his certificate to the effect that the amount charged was actually paid and does not include any charges for refreshment, hotel or staging bungalow.

(2) The concession mentioned in sub-rule (1) will also be admissible to the Minister for his return journey to the place, from which he was required to come in public interest, provided such return journey is performed within twenty-four hours of his arrival at the headquarters or at any other place in the territory, as the case may be.

10. In respect of journey to Simla from his usual place of residence for assuming office or from Simla to his usual place of residence outside Simla on relinquishing office, a Minister is entitled to Travelling Allowance on the scale for the time being admissible to Grade I Officers serving in connection with the administration of the Union territory on transfer subject to the modification that for journeys by rail, a Minister and the members of his family may travel by air conditioned class of accommodation.

**11. A Minister shall be entitled to:—**

- (a) an advance of Travelling Allowance towards the cost of transporting himself and the members of his family and his and his family's effects:—
  - (i) in respect of the journey to headquarters from his usual place of residence outside headquarters for assuming office; and
  - (ii) in respect of the journey from headquarters to his usual place of residence outside the headquarters on relinquishing office;
- (b) an advance of Travelling and Daily Allowance in respect of the tours undertaken by him in the discharge of his official duties whether by sea, land or air.

**12. Application of these Rules to Speaker and Deputy Speaker.**—These Rules shall also apply to the Speaker and the Deputy Speaker of the Legislative Assembly of Himachal Pradesh as provided in sections 3 and 5 of the Salaries and Allowances of the Speaker and Deputy Speaker of the Legislative Assembly (Himachal Pradesh) Act, 1963 (Act No. III of 1963).

*Explanation.*—To remove any doubt the official tours of the Speaker and the Deputy Speaker shall include:—

**(1) In case of Speaker:—**

- (a) attending a Conference or a Committee of Presiding Officers of Legislative Bodies in India or outside India or for a visit to the venue of some other Legislative Body to study its procedure, working and organisation;
- (b) attending or participating in any public function or any function arranged by the State or Central Government or any local or Statutory authority or to receive a civic address or for attending meetings connected therewith, or for visiting sites or places of developmental or constructive activities undertaken by the State or Central Government or by any body financed partly or wholly by the State or Central Government;
- (c) in the event of a change of the headquarters of the Assembly, a journey from his headquarters to the new headquarters of the Assembly;
- (d) (i) journey from Simla to his constituency or usual place of residence at the end of each session of the Assembly and for the return journey to Simla at the beginning of the next session;
- (ii) journey from Simla to his constituency when the Assembly is adjourned for two or more days and for the return journey after the period of break and from Simla to his constituency and back once a month in off session period; and
- (e) such other journeys as may be certified by the Speaker to have been performed in the discharge of duty.

**(2) In case of Deputy Speaker:—**

- (a) attending a Conference of Presiding Officers of Legislative Bodies in India or attending of any other business connected with his duties as Deputy Speaker, under orders of the Speaker; and
- (b) such other journeys as may be certified by the Speaker to have been performed in public interest.

D. B. LAL,  
Secretary (Judicial).